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May 11, 1999

MAY 14 1999

MM Docket No. 99-101

RM- 9494

Magalie Roman Salas, Secretary
Federal Communications Commission
445-Twelfth St. SW
TW- A 325
Washington, D.C. 20554

Continuing interest in:
Augusta, Kansas
New FM Channel

Dear Ms. Salas:

Please find enclosed, an original and four (4) copies from L. Topaz Enterprises, Inc., expressing a continuing interest in the allocation of Channel 263A (100.5 MHz) at Augusta, Kansas.

An additional copy of this letter is attached to the enclosed postage-paid envelope. Please date-stamp and return to me.

If you have any questions, please call me at: 1-608-831-8708. Thank you.

Enclosures:

CC: Mr. John A. Karousos
Chief, Allocations Branch

Respectfully submitted,

Dale A. Ganske

Dale A. Ganske, President
L. Topaz Enterprises, Inc.
3325 Conservancy Lane
Middleton, Wi. 53562

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

| | | |
|--------------------------------|---|----------------------|
| In the Matter of |) | |
| |) | |
| Amendment of Section 73.202(b) |) | MM Docket No. 99-101 |
| Table of Allotments, |) | RM-9494 |
| FM Broadcast Stations |) | |
| (Augusta, Kansas) |) | |

To: The Chief, Allocations Branch

COMMENTS

Comes now L. TOPAZ ENTERPRISES, INC., ("LTE"), pursuant to Section 1.415 of the Commission's Rules, and submits the following "*Comments*" in response to the *Notice of Proposed Rule Making* in the above-captioned proceeding 1/.

The *Notice* proposed to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, by allocating FM Channel 263A to Augusta, Kansas, as that community's second local FM service.

1/ The *Notice* was released April 2, 1999. FCC DA 99-629. The NPRM specified "[i]nterested parties may file comments on or before May 24, 1999, and reply comments on or before June 8, 1999". Thus, the instant comments are timely filed.

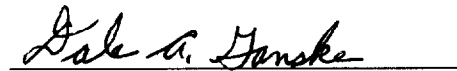
The *Notice of Proposed Rule Making* was adopted in response to a Petition for Rule Making filed by L. TOPAZ ENTERPRISES, INC., which is incorporated herein by reference.

LTE hereby expresses a continuing interest in the allocation of Channel 263A to Augusta, Kansas, and will, upon the adoption of a *Report and Order* allocating Channel 263A, or any other equivalent-class channel to Augusta, Kansas, file an application to construct and operate a new FM broadcast station at Augusta, Kansas.

Based on the foregoing, we respectfully request that this proposal be adopted and the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, be amended to include the allotment of Channel 263A at Augusta, Kansas.

Respectfully submitted,

L. TOPAZ ENTERPRISES, INC.

A handwritten signature in cursive script, reading "Dale A. Ganske", is written over a horizontal line.

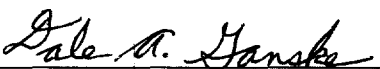
Dale A. Ganske, President
3325 Conservancy Lane
Middleton, WI 53562

May 11, 1999

CERTIFICATE OF SERVICE

I, Dale A. Ganske, certify that I have this 11~~th~~ day of May, 1999, sent by regular United States mail, postage prepaid, a copy of the foregoing "Comments" to the following:

Mr. John A. Karousos
Chief, Allocations Branch
Policy & Rules Division
Mass Media Bureau
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554



Dale A. Ganske